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OFFICE OF PETITIONS

In re Application of
Aviv Refuah, et. al.
Application No. 09/601,385
Filed: July 28, 2000
Attorney Docket No. 092/01664

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed February 16, 2005, to revive the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113, to the final Office action mailed July 8, 2004, which set a shortened statutory period for reply of three (3) months. A three (3) month extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the above-identified application became abandoned after midnight January 8, 2005.

In response to the final Office action, petitioner submitted with the instant petition \$750 for the petition to revive fee, \$395 for the filing of a Request for Continued Examination (RCE), an amendment as the submission required under 37 CFR 1.114 and the statement of unintentional delay as required by 37 CFR 1.137(b).

Petitioner should note that the above fees were charged, as authorized, to the Deposit Account listed in the instant petition.

Since petitioner has met the requirements to revive this application, pursuant to 37 CFR 1.137(b), the petition is **GRANTED**.

The application file is being referred to Technology Center Art Unit 2151, for processing the Request for Continued Examination under 37 CFR 1.114, and for further review of the amendment filed with the instant petition.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 571-3226.

Andrea Smith
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy